1952. K

File No. O Provinces and States (Absorption of Enclaves)
52

Legal Dept.

A BRANCH

P-(E)

Subject:— opinions under the Provinces and states (Absorption of Enclaves) Order 1950

File No. O Provinces and states (Absorption of Enclaves)
52

Gen. 104 c.

644-A.

C O N T E N T S.

Legal Department File No. O. Provinces and States (Abolition of Enclaves)/56. Absorption

Sr. No.	R.L./O. No.	Subject	Pages.
		Opinions under the Provinces and States (Abolition of Enclaves) order, 1950. Absorption	
1.	25377 15-9-1956	Re: Pensioner of the Baroda State. Question whether the arrears of pension should be paid by Bombay State or by the state of Saurashtra to which the Bhimcutta Mahal Treasury form which the pension used to be paid, has been transferred after the merger under the said order.	1-2.

SVI 15.6.56.

Office of the R.L.A.

Payment of pension Liability in respect of

Under clause 7 of the Provinces and States (Absorption of Enclaves) Order, 1950, all rights, liabilities and obligations, whether arising out of contract or otherwise, of the Government of a surrendering Unit in relation to an enclave shall, as from the appointed day, be the rights, liabilities and obligations, respectively, of the Government of the absorbing unit. The pension of Shri Trivedi, it is true, was being paid from the Bhimcutta Mahal treasury, but there is nothing to show that it was a liability or obligation in relation to that village. Moreover, long before the village was surrendered to Saurashtra, the pension was being paid from Dwarka Sub-treasury. In the circumstances, Saurashtra Government cannot be held responsible for payment of the pension unless Government can prove that the liability was in relation to Bhimcutta village which was now been transferred to Saurashtra.

Sd/-
17/9
Remembrancer of Legal Affairs.

U.O. to R.R., No. 15377/Aj dated the 18th September, 1952.

SVV
14.6.56.
4 c.

Sd/ 4/7

4/7